UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF FLORIDA

Case No. 1:25-cv-22896-KMW

FRIENDS OF THE EVERGLADES, INC., a Florida not-for-profit corporation, and CENTER FOR BIOLOGICAL DIVERSITY, a 501(c)(3) nonprofit organization,

Plaintiffs,

VS.

KRISTI NOEM, in her official capacity as Secretary of the UNITED STATES DEPARTMENT OF HOMELAND SECURITY; TODD LYONS, in his official capacity as Acting Director of the UNITED STATES IMMIGRATION AND CUSTOMS ENFORCEMENT; KEVIN GUTHRIE, in his official capacity as Executive Director of the Florida Division of Emergency Management; and MIAMI-DADE COUNTY, a political subdivision of the State of Florida,

Defendants.

and

THE MICCOSUKEE TRIBE OF INDIANS,

Intervenor/Plaintiff.

PLAINTIFFS' NOTICE OF FILING POWERPOINT PRESENTED DURING CLOSING ARGUMENT

Plaintiffs, through undersigned counsel, hereby give Notice of Filing their PowerPoint¹ Presentation presented during closing argument on August 13, 2025.

¹ The attached PowerPoint has corrected minor citation and copyedit errors.

Dated: August 14, 2025

Respectfully submitted,

EARTHJUSTICE

4500 Biscayne Boulevard, Suite 201

Miami, Florida 33137 Telephone: (305) 440-5432

By: s/ Tania Galloni

Tania Galloni, Fla. Bar No. 619221

tgalloni@earthjustice.org

Dominique Burkhardt, Fla. Bar No. 100309

dburkhardt@earthjustice.org Alisa Coe, Fla. Bar No. 10187

acoe@earthjustice.org

Counsel for Friends of the Everglades

CENTER FOR BIOLOGICAL DIVERSITY

Elise Pautler Bennett, Fla. Bar No. 106573

ebennett@biologicaldiversity.org

Jason Alexander Totoiu, Fla. Bar No. 871931

jtotoiu@biologicaldiversity.org

Post Office Box 2155

St. Petersburg, FL 33731

Telephone: (727) 755-6950

Counsel for Center for Biological Diversity

COFFEY BURLINGTON, P.L.

2601 South Bayshore Drive, Penthouse One

Miami, Florida 33133

Telephone: (305) 858-2900

By: s/ Paul J. Schwiep

Paul J. Schwiep, Fla. Bar No. 823244

PSchwiep@CoffeyBurlington.com

Scott Hiaasen, Fla. Bar No. 103318

SHiaasen@CoffeyBurlington.com

YVB@CoffeyBurlington.com

LPerez@CoffeyBurlington.com

service@CoffeyBurlington.com

Counsel for Plaintiffs

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on August 14, 2025, I electronically filed the foregoing with the Clerk of the Court using CM/ECF. I also certify that the foregoing document is being served this day on all counsel of record on the Service List below via transmission of Notice of Electronic Filing generated by CM/ECF.

s/ Paul J. Schwiep

Service List

Nathan A. Forrester

Chief Deputy Solicitor General nathan.forrester@myfloridalegal.com

Robert S. Schenck

Assistant Solicitor General robert.schenck@myfloridalegal.com

Office of the Attorney General The Capitol, PL-01

Tallahassee, Florida 32399-1050 Telephone: (850) 414-3300 jenna.hodges@myfloridalegal.com

Boies Schiller Flexner LLP

Jesse Panuccio, Esq.

jpanuccio@bsfllp.com

Evan Ezray, Esq.

eezray@bsfllp.com

David Costello, Esq.

dcostello@bsfllp.com

Dante C. Ficarelli, Esq. (pro hac vice pending)

dficarelli@bsfllp.com

401 East Las Olas Boulevard, Suite 1200

Fort Lauderdale, Florida 33301 Telephone: (954) 356-0011 jpanuccio@BSFLLP.com ftleserve@bsfllp.com

Counsel for Defendant Kevin Guthrie, in his official capacity as Executive Director of the Florida Division of Emergency Management

HAYDEN P. O'BYRNE

United States Attorney

Carlos J. Raurell

Assistant U.S. Attorney

carlos.raurell@usdoj.gov

99 Northeast 4th Street

Miami, Florida 33132

Telephone: (305) 961-9243 melissa.Jiminson@usdoj.gov

ADAM R.F. GUSTAFSON

Acting Assistant Attorney General

Environment and Natural Resources Division

United States Department of Justice

Peter M. Torstensen, Jr.

Deputy Assistant Attorney General

Environment and Natural Resources Division

United States Department of Justice

Hayley A. Carpenter

Trial Attorney

hayley.carpenter@usdoj.gov

Marissa Piropato

Deputy Chief

mairssa.piropato@usdoj.gov

Natural Resources Section

Ben Franklin Station

P.O. Box 7611

Washington, D.C. 20044-7611

Telephone: (202) 305-0242

Counsel for Kristi Noem, in her official capacity as Secretary, United States Department of Homeland Security, and Todd Lyons, in his official capacity as Acting Director, United States Immigration and Customs Enforcement

 $Geraldine\ Bonzon\hbox{-}Keenan$

Miami-Dade County Attorney

Christopher J. Wahl

Assistant County Attorney

wahl@miamidade.gov

Monica Rizo Perez

Todd R. Friedman, Esq.

todd@toddfriedmanpa.com

TODD R. FRIEDMAN, P.A.

1101 Brickell Avenue, Suite S-700

Miami, Florida 33131

Telephone: (786) 536-7190

Assistant County Attorney

rizo@miamidade.gov

David M. Murry

Assistant County Attorney

DMMurray@FlyMIA.com

Stephen P. Clark County

111 Northwest 1st Street, Suite 2810

Miami, Florida 33128

Telephone: (305) 375-5151

<u>Victor.Rodriguez3@miamidade.gov</u> <u>Madalis.Gonzalez@miamidade.gov</u>

KGriffin@FlyMIA.com

Counsel for Miami-Dade County

Christopher Ajizian, Esq.

chris@ajizianlaw.com

CHRISTOPHER AJIZIAN, P.A.

1101 Brickell Avenue, Suite S-700

Miami, Florida 33131

Telephone: (305) 699-5001

Counsel for The Miccosukee Tribe of Indians